PE CONTENTION OF

PATENT 0690-0110P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

Wolfgang M. FRANZ et al. Conf.:

2640

#28/K.T.

Appl. No.:

09/068,751

Group:

1635

Filed:

November 2, 1998

Examiner: SCHMIDT, M.

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For:

GENE-THERAPEUTIC NUCLEIC ACID CONSTRUCT, PRODUCTION OF SAME AND USE OF SAME IN THE

TREATMENT OF HEART DISEASE

AMENDMENT UNDER 37 C.F.R. § 1.111

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

August 8, 2003

Sir:

In reply to the Office Action dated September 10, 2002, the due date for response having petitioned to be extended, the following amendments and remarks are respectfully submitted in connection with the above-identified application.

This reply includes Claim Set as Amended and Remarks.